

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

Plaintiff

DECISION and ORDER

-vs-

11-MJ-4022

PATRICK G. BASSETT,

Defendant

Siragusa, J. This case was referred by order of the undersigned, dated August 25, 2011, to Magistrate Judge Marian W. Payson, pursuant to 28 U.S.C. § 636(b)(1)(A)-(B). Previously, on August 18, 2011, after receiving a psychiatric report , “both counsel for the government and the defendant stated that they were not contesting the report or the opinions contained herein and urged the Court to adopt the finding that the defendant is competent to stand trial (R&R. p.2). On August 25, 2011, Magistrate Judge Payson filed a Report and Recommendation (“R&R”) [Docket #13] recommending that the Court determine Defendant competent to stand trial. The time has passed for Defendant to file any objections to the R&R, and none have been filed.

Accordingly, for the reasons set forth in Magistrate Judge Payson’s R&R, the Court finds Defendant competent to stand trial.

IT IS SO ORDERED.

Dated: Rochester, New York
September 15, 2011

ENTER:

/s/ Charles J. Siragusa _____
CHARLES J. SIRAGUSA
United States District Judge